



STATE OF TENNESSEE
DEPARTMENT OF ENVIRONMENT AND CONSERVATION
DIVISION OF WATER RESOURCES

William R. Snodgrass - Tennessee Tower
312 Rosa L. Parks Avenue, 11th Floor
Nashville, Tennessee 37243-1102

December 21, 2016

Mr. Matthew Dake
Project Manager
Severn Trent Services
578 Beaver Creek Road
Bluff City, TN 37618

CERTIFIED MAIL
RETURN RECEIPT REQUESTED
RECEIPT # 7196 9008 9111 3807 5443

Re: Streamlining Legal Authority Submittal Preliminary Approval
Bristol Pretreatment Program
NPDES Permit No. TN0023531
Sullivan County

Dear Mr. Dake:

The Division of Water Resources would like to thank you for Bristol's submittal, received on December 19, 2016, of revisions to Bristol's proposed Sewer Use Ordinance (SUO) and Enforcement Response Plan (ERP). The proposed changes satisfy state and federal requirements; therefore, this division is giving preliminary approval contingent upon the following requirements being met:

- Chapter 3, page 10 of the proposed ERP includes a definition of significant non-compliance (SNC) that is inconsistent with Bristol's definition in the proposed SUO. Per Tennessee Rule 0400-40-14-.08(6)(b)(8) and Section 74-60 of Bristol's proposed SUO, chronic violations apply to exceedances of a numeric pretreatment standard or requirement, including instantaneous limits. Additionally, SNC applies to any other violation of a pretreatment standard or requirement as defined by Tennessee Rule 0400-40-14-.03 and Section 74-60 of Bristol's SUO (daily maximum, long-term average, instantaneous limit, or narrative standard) that the wastewater facility (WWF) determines has caused, alone or in combination with other discharges, interference or pass through (including endangering the health of WWF personnel or the general public). Please revise this section to ensure Bristol's ERP is consistent with the proposed SUO.
- A copy of the revised ERP must be submitted to our office before this Division gives final approval.

These changes to your legal authority are considered a substantial modification to your pretreatment program (Tennessee Rule 0400-40-14-.18(3)). As such, public notification is required. The following steps need to be taken:

- I. Bristol shall publish a notice, in a newspaper of general circulation that provides meaningful public notice within the jurisdiction served by the Bristol WWTP, indicating that the previously approved pretreatment program is being amended. The notice should include:
 - A. A brief description of the proposed changes
 - B. The length of time for public review, not less than thirty (30) days
 - C. An invitation to comment on the change

2. Following the comment period, Bristol is to submit to this office the following:
 - A. A notarized statement from the newspaper publisher, attesting that the notice was published (the notice needs to be published only once)
 - B. A copy of the notice
 - C. A copy of all comments and any responses by Bristol

Following the receipt of the revised ERP and the information in No. 2 above, this Division will give final approval of the modification, provided that public comments have been dealt with satisfactorily. If you have any questions, please do not hesitate to contact me at (615) 532-8786 or Laurel.Rognstad@tn.gov.

Sincerely,



Laurel Rognstad
Environmental Protection Specialist
Compliance and Enforcement Unit

cc: Mr. Robert Tipton – Division of Water Resources, Johnson City EFO